



California State Fire Marshal **CODE INTERPRETATION**

Date Issued	03-02-04	Interpretation #	03-024 REVISED
Topic	Adult Day Care Programs & Adult Day Health Centers Group E, Division 3		
Code Section(s)	§305, California Building Code (2001 ed)		
Requested by	Thomas Harvey San Francisco Fire Department 698 Second Street San Francisco, CA 94107		

Are non-ambulatory clients permitted in Adult Day Care facilities classified as an E-3 and, if not, what section of the CBC prohibits the non-ambulatory person?

Adult Day Care Programs and Adult Day Health Centers are licensed by the Department of Social Services and the Department of Health Services to provide less than 24-hour client care. A client's ambulatory status does not restrict placement in these facilities and is of no relevance in Adult Day Care Programs and Adult Day Health Centers (Group E, Division 3 occupancies). As the code is silent regarding the ambulatory status of the occupants, proper code application dictates that a specific act is permitted unless otherwise prohibited by law or regulation. A similarity can be made to the Group E, Division 1 occupancy (school) where ambulatory status does not affect the occupancy classification as well as the ultimate fire protection elements incorporated in the California Building Code.